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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/067,832	06/03/2002	Paul Zev Zimmet	229752000701	3004

25227 7590 01/23/2006
MORRISON & FOERSTER LLP
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EXAMINER

SEHARASEYON, JEGATHEESAN

ART UNIT PAPER NUMBER

1647

DATE MAILED: 01/23/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10/067832	Feb 8 2002	ZIMMET ET AL.	229752000701

EXAMINER

J. SEHARASEYON

ART UNIT	PAPER
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1647

01192006

DATE MAILED:

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Commissioner for Patents


The reply filed 09 November 2006 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Although Applicants elected Group II, claims 7-10, drawn to polypeptide, Applicants did not elect a single polypeptide sequence (pg 5 of the previous Office Action). Since each of the different sequences are independent and distinct because no common structural or functional properties are shared. Accordingly, these sequences are subject to restriction under 35 U.S.C. 121.

Since the above-mentioned reply appears to be bona fide, Applicants are given ONE(1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jegatheesan Seharaseyon whose telephone number is 571-272-0892. The examiner can normally be reached on M-F: 8:30-4:30. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brenda Brumback can be reached on 571-272-0961. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JSS 01/06


ROBERT S. LANDMANN, PH.D.
DIRECTOR